

Anticipated Classification  
of this Application:  
Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior Application:  
Examiner J. Andres

Attorney's Docket No 55873-BA-PCT-  
Group Art Unit US/JFW/AJM/AAB  
1646

Mail Stop Patent Application  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 19, 2003



S I R:

This is a request for filing a   X   CONTINUATION  
       DIVISIONAL        CONTINUATION IN PART application under   X   37  
C.F.R. §1.53(b), of pending prior application Serial No. 09/826,589  
filed on April 5, 2001 of

Ann Marie Schmidt and David Stern inventor(s)

for Extracellular RAGE Binding Protein (EN-RAGE) and Uses Thereof

Title of Invention

1.   X   Enclosed is a copy of the prior application.
2.   X   A verified statement to establish small entity status under  
37 C.F.R. § 1.27  
is enclosed.  
  X   was filed in the prior application and such status is  
still proper and desired.
3.   X   The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

|   | NUMBER<br>FILED |  | NUMBER<br>EXTRA* |   | RATE            |                 | FEE             |                 |
|---|-----------------|--|------------------|---|-----------------|-----------------|-----------------|-----------------|
|   |                 |  |                  |   | SMALL<br>ENTITY | OTHER<br>ENTITY | SMALL<br>ENTITY | OTHER<br>ENTITY |
| Total Claims  | 8-20            |  | 0                | X | \$ 9            | \$ 18           | \$ 0            | \$ 0            |
| Independent<br>Claims   | 8-3             |  | 5                | X | \$ 42           | \$ 84           | \$ 210          | \$ 0            |
| Multiple Dependent<br>Claims Presented <u>      </u> Yes <u>  X  </u> No  |                 |  |                  |   | \$140           | \$280           | \$ 0            | \$ 0            |
| *If the difference in Col. 1 is<br>less than zero, enter "0" in<br>Col. 2 |                 |  |                  |   | BASIC FEE       |                 | \$ 375          | \$ 750          |
|   |                 |  |                  |   | TOTAL FEE       |                 | \$ 585.00       |                 |

4.     X     The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 03-3125.
- X     Any additional filing fees required under 37 C.F.R. §1.16.
- X     Any patent application processing fees under 37 C.F.R. §1.17.
5.     X     Three copies of this sheet are enclosed.
6.     X     A check in the amount of \$ 585.00 is enclosed.
7.     \_\_\_     Cancel claims \_\_\_\_\_.
8.     \_\_\_     Amend the specification by inserting before the first line the following sentence:   --This is a continuation of application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, which is a continuation of Serial No. \_\_\_\_\_, filed \_\_\_\_\_, now United States Patent No. \_\_\_\_\_, issued \_\_\_\_\_.
9.     X     27 Sheet(s) of \_\_\_ informal X formal drawing(s) is/are enclosed.
10.    \_\_\_     Transfer the drawings from the prior application to this application and abandon said prior application as of he filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
11.    \_\_\_     Priority of application No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 37 C.F.R. §119.
- \_\_\_     The certified copy of the priority application has been filed in prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
12.    X     The prior application is assigned of record to The Trustees of Columbia University in the City of New York.
13.    X     A preliminary amendment is enclosed.
14.    X     The power of attorney in the prior application is to:

John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H. Maioli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Robert T. Maldonado (Reg. No. 38,232); Paul Teng (40,837); Richard F. Jaworski (Reg. No. 33,515); Elizabeth M. Wieckowski (Reg. No. 42,226); Pedro C. Fernandez (Reg. No. 41,741); Gary J. Gershik (Reg. No. 39,992); Jane M. Love (Reg. No. 42,812); Spencer H. Schneider (Reg. No. 45,923) and Raymond A. Diperna (Reg. No. 44,063).

- (a)      The power appears in the original papers in the prior application.
- (b)   X   Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c)   X   Address all future correspondence to:

John P. White  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
Tel.: (212) 278-0400

15.   X   Also enclosed: Express mail Certificate of Mailing No. ET735977609US dated September 19, 2003.
16.   X   I hereby verify that the attached papers are a true copy of prior application serial No. 09/826,589 as originally filed on April 5, 2001.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 8/19/03

Respectfully submitted,

John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Ann Marie Schmidt, et al.  
U.S. Serial No.: Not Yet Known  
Filed : September 19, 2003  
For : Extracellular RAGE Binding Protein (EN-  
RAGE) and Uses Thereof

1185 Avenue of the Americas  
New York, New York 10036  
September 19, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:


**REQUEST TO USE CRF FROM U.S. SERIAL NO. 09/826,589**

The sequence information contained in the written Sequence Listing following the Drawings of this application is identical to that in the computer readable form filed in parent application U.S. Serial No. 09/826,589, filed April 5, 2001. In accordance with 37 C.F.R. §1.821(e), please use the only computer readable form filed in that application as the

Applicants : Anne Marie Schmidt, et al.  
U.S. Serial No: Not Yet Known  
Filed : Herewith  
Page 2

computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application.

Respectfully submitted,



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September 19, 2003

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Commissioner for Patents  
P.O. Box 1450  
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SIR:

**EXPRESS MAIL CERTIFICATE OF MAILING**  
**FOR THE ABOVE-IDENTIFIED APPLICATION**

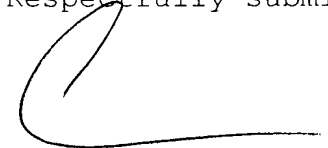
"Express Mail" mailing label number: ET735977609US

Date of Deposit: September 19, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Printed Name: John P. White

Respectfully submitted,

  
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Registration No. 28,678  
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